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8 Attorney for Defendant
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12 IN THE UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA
14

15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 v.
18 ALEXANDER ALVES,
19 Defendant.

20 Case No. 1:23-CR-00145-NODJ-BAM

21 **STIPULATION REGARDING
22 EXCLUDABLE TIME PERIODS UNDER
23 SPEEDY TRIAL ACT; FINDINGS AND
24 ORDER**

25 Date: August 14, 2024
26 Time: 1:00 pm
27 Judge: Hon. Barbara A. McAuliffe

28 **STIPULATION**

29 The United States of America and Defendant Alexander Alves, through their
30 respective counsel of record, hereby stipulate as follows:

31 1. By previous order, this matter was set for status on August 14, 2024.
32 2. By this stipulation, the parties agree to continue the status conference
33 until October 23, 2024 in order for continued defense preparation and settlement
34 discussions.

35 3. Mr. Alves requests that time be excluded between August 14, 2024 and
36 October 23, 2024 under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].

37 4. The parties agree and stipulate and request that the Court find the
38 following:

39 a) Defense counsel desires additional time to review the voluminous

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1 discovery with his client, investigate available defenses and legal issues, and discuss
2 potential resolution with the United States.

3 b) Defense counsel believes that failure to grant the above-requested
4 continuance would deny him the reasonable time necessary for effective preparation,
5 taking into account the exercise of due diligence.

6 c) The United States does not object to the continuance.

7 d) Based on the above-stated findings, the ends of justice served by
8 continuing case as requested outweigh the interest of the public and the defendant in a
9 trial within the original date prescribed by the Speedy Trial Act.

10 e) For the purpose of computing time under the Speedy Trial Act,
11 18 U.S.C. § 3161, *et seq.*, within which trial must commence, the time period of August
12 14, 2024 to October 23, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C.
13 § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by
14 the Court at defendant's request on the basis of the Court's finding that the ends of
15 justice served by taking such action outweigh the best interest of the public and the
16 defendants in a speedy trial.

17 IT IS SO STIPULATED

18 DATED: August 8, 2024

PHILLIP A. TALBERT
United States Attorney

20 By: s/ Stephanie M. Stokman by authorization
Stephanie M. Stokman
Assistant United States Attorney

22 DATED: August 8, 2024

McKNEELY LAW FIRM

23 By: s/ Michael McKneely
Michael McKneely
Attorneys for Alexander Alves

ORDER

IT IS SO ORDERED that the status conference is continued from August 14, 2024, to October 23, 2024, at 1:00 p.m. in Courtroom 8 before Magistrate Judge Barbara A. McAuliffe. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv).

IT IS SO ORDERED.

Dated: August 8, 2024

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE

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